

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

CUSTOMS AND TAX ADMINISTRATION OF THE
KINGDOM OF DENMARK (SKAT) TAX REFUND
SCHEME LITIGATION

Consolidated Multidistrict Action

Docket No. 1:18-md-02865-LAK

SKATTEFORVALTNINGEN,

Plaintiff,

v.

JOHN VAN MERKENSTEIJN, RICHARD
MARKOWITZ, BERNINA PENSION PLAN TRUST,
RJM CAPITAL PENSION PLAN TRUST, 2321
CAPITAL PENSION PLAN, BOWLINE
MANAGEMENT PENSION PLAN, CALIFORNIA
CATALOG COMPANY PENSION PLAN, CLOVE
PENSION PLAN, DAVIN INVESTMENTS PENSION
PLAN, DELVIAN LLC PENSION PLAN, DFL
INVESTMENTS PENSION PLAN, LAEGELER
ASSET MANAGEMENT PENSION PLAN, LION
ADVISORY INC. PENSION PLAN, MILL RIVER
CAPITAL MANAGEMENT PENSION PLAN, NEXT
LEVEL PENSION PLAN, RAJAN INVESTMENTS
LLC PENSION PLAN, SPIRIT ON THE WATER
PENSION PLAN, and TRADEN INVESTMENTS
PENSION PLAN,

Defendants.

This document relates to:

1:19-cv-10713-LAK

**STIPULATION AND [PROPOSED] ORDER
EXTENDING TIME TO ANSWER THE AMENDED COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned
counsel for the parties, that the current December 2, 2020 deadline for defendants 2321 Capital
Pension Plan, Bowline Management Pension Plan, Clove Pension Plan, Davin Investments
Pension Plan, Delvian LLC Pension Plan, DFL Investments Pension Plan, Laegeler Asset

Management Pension Plan, Lion Advisory Inc. Pension Plan, Mill River Capital Management Pension Plan, Next Level Pension Plan, Rajan Investments LLC Pension Plan, Spirit on the Water Pension Plan, and Traden Investments Pension Plan (together, the “Defendants”) to answer the Amended Complaint in this action is hereby extended thirty-five (35) days up to and including January 6, 2021.

No provision of this Stipulation and Order shall be construed as a waiver of, and the Defendants expressly reserve, any and all defenses.

This is the Defendants’ seventh request for an extension of time to answer or otherwise respond to the Complaint. The Court granted the Defendants’ previous requests.

Dated: New York, New York
December 2, 2020

MORVILLO ABRAMOWITZ GRAND
IASON & ANELLO P.C.

By: /s/Edward M. Spiro
Edward M. Spiro

565 Fifth Avenue
New York, New York 10017
Telephone: (212) 856-9600
Fax: (212) 856-9494
espiro@maglaw.com

*Counsel for Defendants Clove Pension Plan,
Delvian LLC Pension Plan, Mill River
Capital Management Pension Plan, and
Traden Investments Pension Plan*

HUGHES HUBBARD & REED LLP

By: /s/Marc A. Weinstein
(e-signed with consent)
Marc A. Weinstein

One Battery Park Plaza
New York, New York 10004-1482
Telephone: (212) 837-6000
Fax: (212) 422-4726
marc.weinstein@hugheshubbard.com

*Counsel for Skatteforvaltningen (Customs and
Tax Administration of the Kingdom of
Denmark)*

LANKLER SIFFERT & WOHL LLP

By: /s/Gabrielle S. Friedman
(e-signed with consent)
Gabrielle S. Friedman

500 Fifth Avenue
New York, New York 10110
Telephone: (212) 921-8399
gfriedman@lswlaw.com

Authorized only to sign this stipulation on behalf of Defendants Davin Investments Pension Plan, DFL Investments Pension Plan, Laegeler Asset Management Pension Plan, Next Level Pension Plan, Rajan Investments LLC Pension Plan, and Spirit on the Water Pension Plan

AKIN, GUMP, STRAUSS, HAUER & FELD LLP

By: /s/Robert H. Pees
(e-signed with consent)
Robert H. Pees

One Bryant Park
Bank of America Tower
New York, New York 10036
Telephone: (212) 872-1072
rpees@akingump.com

Counsel for Defendants 2321 Capital Pension Plan, Bowline Management Pension Plan, and Lion Advisory Inc. Pension Plan

SO ORDERED:

Lewis A. Kaplan
United States District Judge